

Client Reference:

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: JOHN T. STROM, ET AL.

Application No.: 10/801,944

Group Art Unit: 2829

Filed: March 15, 2004

Examiner: PATEL, Paresh

Confirmation No.: 2939

For: SYSTEM AND METHOD OF MEASURING PROBE FLOAT

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Mail Stop Appeal Briefs  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Sir:

This paper is timely filed in response to the Notice mailed September 28, 2006.

Applicant resubmits herewith the Appeal Brief filed on September 14, 2006, with the following corrections: claims not involved in the appeal have been removed from the Claims Appendix.

It is believed that no fees are required for filing this Response, however, the Commissioner is authorized to charge any fees that may be due in connection with this submission, or this application during its entire pendency, or to credit any overpayment to Deposit Account 033975, Order No. 044182-0308760.

Date: October 30, 2006

  
\_\_\_\_\_  
Anthony G. Smyth  
Registration No. 55636

PILLSBURY WINTHROP SHAW PITTMAN LLP  
Customer No. 27500  
11682 El Camino Real, Suite 200  
San Diego, CA 92130-2092  
858.509.4007